

An Act to amend Chapter sixty-five of the Consolidated Statutes for Lower Canada, and to facilitate remedies against partners and others trading under designations other than their own names.

WHEREAS it is expedient to assimilate the laws of Upper and Lower Canada in respect of the discovery of the names of persons engage in trade, and for that purpose to extend to both provinces and to every person trading individually under the name of a firm, or under any name other than his own, the provisions of the sixty-fifth chapter of the Consolidated Statutes for Lower Canada, intituled : *An Act respecting Partnerships* : Therefore, Her Majesty, by and with the advice and consent of the Legislative Council and Assembly of Canada, enacts as follows :

Preamble.

Con. Stat. L. C., c. 65.

1. All persons trading in partnership shall file, in the office of the Registrar of each County in which they trade or intend to trade, a declaration in writing, signed by the several members of such partnership, when all such members are, at the time of making the same, in this province, and if any of the said members be absent at the time, then by the members present, in their own names and for their absent co-members, under their special authorization to that effect to be annexed to such declaration.

Declaration to be filed, signed by or for all the partners.

2. Such declaration shall contain the names, surname, addition and residence of every partner, the name, style or firm under which they trade or intend to trade, the time during which the partnership has existed, and a statement that the persons therein named are the only members of such partnership; and such declaration shall be in the form or to the effect of Schedule A.

What it must contain.

Form.

3. Such declaration shall be filed within sixty days after the passing of this Act, or within a like period after the formation of the partnership; and a like declaration shall be filed in like manner when and so often as any change or alteration takes place in the members of such partnership, or in the name, style or firm under which they trade or intend to trade.

New declaration in case of change of members.

4. Every person trading separately under the name of a firm or under any name or style whatever, other than the true name and surname only of such person, or in any manner assuming in any trade, or in the making, drawing, accepting or endorsing of negotiable paper, the name of any firm, or any name or style whatever other than the true name and surname

Declaration to be filed by any person trading under any other name than his own.